

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ELI DAVIS	:	CIVIL ACTION
<i>Petitioner</i>	:	
	:	
	:	NO. 14-4160
v.	:	
	:	
JOHN E. WETZEL, et al.	:	
<i>Respondents</i>	:	

O R D E R

AND NOW, this 20th day of January 2017, upon consideration of the counseled Petition for Writ of *Habeas Corpus* filed on behalf of Petitioner Eli Davis (“Petitioner”), [ECF 1], the Response to the Petition, [ECF 8], the state court record, the *Report and Recommendation* submitted by United States Magistrate Judge Marilyn Heffley (“the Magistrate Judge”), [ECF 11], and Petitioner’s objections thereto, [ECF 13], it is hereby **ORDERED**, consistent with the accompanying Memorandum Opinion filed on this day, that:

1. Petitioner’s objections are **OVERRULED**.
2. The *Report and Recommendation* is **APPROVED** and **ADOPTED**.
3. Petitioner’s petition for a writ of *habeas corpus* is **DENIED**.
4. There is no probable cause to issue a certificate of appealability.

The Clerk of Court is directed to **CLOSE** this matter.

BY THE COURT:

/s/ *Nitza I. Quiñones Alejandro*
NITZA I. QUIÑONES ALEJANDRO
Judge, United States District Court